

COUNTY OF LOS ANGELES TREASURER AND TAX COLLECTOR



KENNETH HAHN HALL OF ADMINISTRATION 500 WEST TEMPLE STREET, ROOM 437 LOS ANGELES, CALIFORNIA 90012

MARK J. SALADINO TREASURER AND TAX COLLECTOR

TELEPHONE (213) 974-2101

TELECOPIER (213) 626-1812

March 21, 2006

The Honorable Board of Supervisors County of Los Angeles 383 Kenneth Hahn Hall of Administration 500 West Temple Street Los Angeles, California 90012

Dear Supervisors:

AGREEMENT TO PURCHASE "TAX DEFAULTED SUBJECT TO POWER TO SELL" PROPERTIES SUPERVISORIAL DISTRICT 3 - AGREEMENT 2368

(3 VOTES)

IT IS RECOMMENDED THAT YOUR BOARD:

Approve and instruct the Mayor to sign the Purchase Agreement of "Tax Defaulted Subject to Power to Sell" properties being acquired by the Mountains Recreation and Conservation Authority (public agency) pursuant to the Revenue and Taxation Code, with revenue to be provided to recover a portion, if not all, of back property taxes, penalties, and costs on the delinquent parcels and any remaining tax balance to be cancelled from the existing tax rolls; and approve publication of the Purchase Agreement of "Tax Defaulted Subject to Power to Sell" properties.

PURPOSE OF RECOMMENDED ACTION

The properties described in the agreement may be sold in accordance with the provisions of Division 1, Part 6, Chapter 8 of the Revenue and Taxation Code and with the policy adopted by Board action on November 24, 1970 as indicated on Attachment "A". Exhibit "A", attached to each agreement, indicates the legal description and selling price of the parcels.

The Honorable Board of Supervisors March 21, 2006 Page 2

Upon approval, the enclosed agreement and copy is to be signed by the Mayor and returned to the Tax Collector for transmittal to the State Controller for further approval. County Counsel has approved the agreement as to form.

IMPLEMENTATION OF STRATEGIC PLAN GOALS

Approval of this agreement is in accordance with the Countywide Strategic Plan Goals of Fiscal Responsibility and Collaboration Across Jurisdictional Boundaries. Delinquent property taxes and costs are recovered, and limited-use parcels are identified for appropriate public purposes.

JUSTIFICATION

The Chapter 8 Agreement sale procedure permits eligible public agencies to acquire "Tax Defaulted Subject to Power to Sell" properties without the necessity of a public auction. The properties described in this letter will be acquired by one public agency. The agreement is with the Mountains Recreation and Conservation Authority, which intends to utilize these properties for open space and parkland purposes.

FISCAL IMPACT/FINANCING

Revenue will be provided to the County for apportionment among the affected taxing agencies, which will recover a portion, if not all, of back property taxes, penalties, and costs on the delinquent parcels. Any remaining tax balance will be cancelled from the existing tax roll.

Existing appropriation is available in the current Treasurer and Tax Collector 2005/2006 Budget for publication costs. Publishing, in accordance with Section 3798 of the Revenue and Taxation Code, is the most cost-effective method of giving adequate notification to parties of interest.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The Chapter 8 Agreement sale procedure permits eligible public agencies to acquire "Tax Defaulted Subject to Power to Sell" properties pursuant to Section 3791, et seq., of the Revenue and Taxation Code.

Attachment "B" is a summary of the public agency's purchase. This attachment indicates the affected Supervisorial District and the public use for which the properties are being acquired. Moreover, we have included copies of the relevant sections of the Revenue and Taxation Code pertaining to the Chapter 8 Agreement sale for your

The Honorable Board of Supervisors March 21, 2006 Page 3

information. County Counsel has approved the agreement as to form. Attached to the agreement are the Assessor's parcel maps showing the dimensions and general location of the affected parcels.

Efforts will be made to contact the owners and parties of interest to inform them of their tax liabilities and the provisions for the redemption of the property pursuant to Section 3799 of the Revenue and Taxation Code.

Section 3798 of the Revenue and Taxation Code mandates notice of agreements to be published once a week for three (3) successive weeks in a newspaper of general circulation published in the County.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Not applicable.

CONCLUSION

Upon approval of the enclosed agreement form, the Department of the Treasurer and Tax Collector will need all original documents returned for submission to the State Controller, as the State Controller's Office has the final approval of this and all Chapter 8 Agreements.

Respectfully submitted,

MARK J. SALADINO

Treasurer and Tax Collector

MJS:DJD MD:lpg

D: MRCA2368-032106

Attachments

c: Assessor Auditor-Controller Chief Administrative Officer **County Counsel**

COUNTY OF LOS ANGELES

OFFICE OF THE TREASURER AND TAX COLLECTOR

Hall of administration 125 North Hill Street Los Angeles California 10013

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ADOPTED

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Board of Supervisors 383 Hall of Administration Los Angeles, California 90012

Gentlemen:

TAI AGREEMENT SALES

RECOMMENDATION:
That the Tax Collector be directed to review all requests for agreement sales pursuant to Chapter 8 of the Revenue and Taxation Code and recommend to the Board whether such requests should be approved in whole, in part, or denied.

That the Tax Collector is further instructed to review and recommend the price to be paid for such sales which price, in the absence of special circumstances, shall not be less than the amount necessary to redeem the property pursuant to Part 7 of Division 1 of the Revenue and Taxation Code.

EXPLINATION:
This office has recently completed a review of the policies currently in use with regard to the acquisi-

tion of tax deeded lands by taxing agencies under the authority of Chapter 6 of the Revenue and Taxation Code. This study showed that while present practices are in technical conformity with various statutory requirements, the \$1 per parcel price has remained constant since October 19, 1941.

It is the opinion of this office that the continuation of this nominal price is no longer in the best interest of the County and the other involved taxing agencies. The sale for a minimal fee of properties charged with sizable tax deficiencies results in substantial revenue losses to the County and other agencies.

The nominal fee can also result in requests for acquisition without adequate attention given to actual need by the requesting agency. The result is the removal of additional property from the tax base. If resold later as surplus, the proceeds accrue only to the acquiring agency.

Very truly yours,

te Coll.

HAROLD J. OSTLYL TREASURER & TAX COLLECTOR

HJO:cm

1 Clerk of the Board

5 One for each Supervisor

1 Chief Administrative Officer

1 County Counsel 6 Communications

SUMMARY OF PUBLIC AGENCY'S PURCHASE

THIRD SUPERVISORIAL DISTRICT

AGREEMENT NUMBER 2368

AGENCY

Mountains Recreation and Conservation Authority Public Agency

Selling price of these parcels shall be \$120,837.00

Public Agency intends to utilize these properties for open space and parkland purposes.

SUPERVISORIAL DISTRICT	LOCATIONS	PARCEL NUMBERS	MINIMUM BID
3 rd	CITY OF LOS ANGELES	5565-027-014	\$ 12,862.00
3 rd	CITY OF LOS ANGELES	5565-027-015	\$ 37,499.00
3 rd	CITY OF LOS ANGELES	5565-027-016	\$ 33,359.00
3 rd	CITY OF LOS ANGELES	5565-027-020	\$ 5,580.00
3 rd	CITY OF LOS ANGELES	5580-018-006	\$ 20,630.00
3 rd	CITY OF LOS ANGELES	5580-018-025	\$ 10,907.00

AGREEMENT NUMBER 2368

MOUNTAINS RECREATION AND CONSERVATION AUTHORITY

THIRD SUPERVISORIAL DISTRICT



MOUNTAINS RECREATION & CONSERVATION AUTHORITY

Ramirez Canyon Park 5750 Ramirez Canyon Road Malibu, CA 90265 Phone (310) 589-3200 Fax (310) 589-3207



July 2, 2003	DIST	CITY	A GMT#
Ma. Ohanan Darkina	3	CALABASAS	2366
Ms. Sharon Perkins Tax Defaulted Land Section, Room 126	3	COUNTY	2367
Los Angeles County Treasurer and Tax Collector	3	LOS ANGELES	2368
Hall of Administration 225 North Hill Street	5	COUNTY	2369
Los Angeles, California 90012	5	GLENDORA	2370

Interest in Acquiring Various Parcels

Dear Ms. Perkins:

This letter is in response to the letter addressed to Paul Edelman on June 4, 2003. The Mountains Recreation and Conservation Authority (MRCA) reviewed the parcels reserved under Chapter 8 Agreements 2147, 2148, 2186, 2192, 2230, 2231, 2232, 2233, and 2234 in light of the new purchase price for each of them. Out of all of the parcels in those agreements, the MRCA is still officially interested in acquiring the tax defaulted "Subject to Power to Sell" properties listed below. This acquisition is pursuant to the provision of Division 1, Part 6, Chapter 8 of the Revenue and Taxation Code.

DISTICITY	APN	Original Agreement	Minimum Bid
5-AIGIMPAT	3658-016-073	2148	\$969
	8658-016-082	2148	\$969
3-CALABASAS	2052-003-031	2186	\$186,534
P	2072-030-008	2186	32,191
	5565-027-014 💥	2230	\$9,559
	5565-027-015	2230	\$27,325
	5565-027-016	2230	\$24,229
3-LA -	5565-027-020	2230	\$3,830
R-	5580-017-031	2230	\$10,125
	5580-018-006	2230	\$10,399
L,	5580 018-025 💥	2230	\$6,870
, IT V	4446-014-010	2231	\$2,615
?-COUNTY]	4455-007-006	2231	\$2,485
5- COUNTY	3223-014-004	2233	\$12,987

Tax Defaulted Land Section, Los Angeles County Interest in Acquiring Various Parcels July 2, 2003 Page 2

We would like the aforementioned properties to be grouped into Chapter 8 Agreements based on similar jurisdictions. Acquisition of these properties was approved at our last Board meeting.

In a separate mailing to Stanley Redins, we are also sending the signed Chapter 8 Agreement 2186.

All of the above acquisitions are for park and open space purposes. Please feel free to contact me at (310) 589-3200 ext. 128 regarding this matter. Thank you for your assistance.

Sincerely,

Paul Edelman

Deputy Executive Officer

Application to Purchase Tax-Defaulted Property from County

This application is to be completed by eligible purchasing entities to commence purchase of tax-defaulted property by agreement sale from the county under applicable provisions of the California Revenue and Taxation Code. Please complete the following sections and supply supporting documentation accordingly. Completion of this application does not guarantee purchase approval.

A. Purchaser Information
1. Name of Organization: Mayntains Recreation and Conservation Authority
2. Corporate Structure – check the appropriate box below and provide corresponding information:
☐ Nonprofit – provide Articles of Incorporation
Public Agency - provide mission statement (If redevelopment agency, also provide agency survey map)
B. Purchasing Information Determine which category the parcel falls under and then check the appropriate box as it relates to the purchasing entity's corporate structure and the intended use of the parcel:
Category A: Parcel is currently scheduled for a Chapter 7 tax sale
☐ Purchase by tax agency/revenue district to preserve its lien
Purchase by tax agency/revenue district to use parcel(s) for public purpose
Purchase by nonprofit to use parcel(s) for low-income housing or to preserve open space
Category B: Parcel is not currently scheduled for a Chapter 7 tax sale
☐ Purchase by taxing agency for public purpose
Purchase by State, county, revenue district or redevelopment agency for public purpose (jurificate of public purpose for public purpose (jurificate of public purpose for public putpose
C. Property Detail Provide the following information. If more space is needed for any of the criteria, consolidate the information into a separate document (e.g. Exhibit A) and attach accordingly: 1. County where the parcel(s) is located: Angeles 2. List each parcel by Assessor's Parcel Number: 5565-027-014; 5565-027-016; 5565-027-016; 3. State the purpose and intended use for each parcel: Open Space and Parkland
D. Acknowledgement Detail Proyide the signature of the purchasing entity's authorized officer
Authorizing Signature Chief Day of Exactive Office Teb. 1, 2006 Title Date

MOUNTAINS RECREATION AND CONSERVATION AUTHORITY

April 6, 2005 - Agenda Item XIII

Resolution No. 05-33

RESOLUTION OF THE GOVERNING BOARD OF THE MOUNTAINS RECREATION AND CONSERVATION AUTHORITY AUTHORIZING (A) THE USE FUNDS FROM SANTA MONICA MOUNTAINS OPEN SPACE PRESERVATION DISTRICT NO. 1 TO ACQUIRE APN 4355-009-016 IN ACQUISITION AREA B (SUMMITRIDGE-FRANKLIN CANYON), APN 2381-029-010 IN ACQUISITION AREA C (LAUREL CANYON), APNS 5565-027-014, 5565-027-015, 5565-027-016, 5565-027-020, AND 5567-007-010 IN ACQUISITION AREA D (LAUREL CANYON), AND APNS 5580-017-031, 5580-018-006, AND 5580-018-025 IN ACQUISITION AREA E (GRIFFITH PARK AREA); (B) THE ACCEPTANCE OF PRIVATE DONATIONS TO ACQUIRE SAID PARCELS, AND 3) ENTERING INTO AGREEMENTS WITH ADJACENT PROPERTY OWNERS TO BE RESPONSIBLE FOR FUEL MODIFICATION ON SAID PARCELS, LOS ANGELES

Resolved, That the Governing Board of the Mountains Recreation and Conservation Authority (MRCA) hereby:

- FINDS APN 4355-009-016 in Acquisition Area B (Summitridge-Franklin Canyon), APN 2381-029-010 in Acquisition Area C (Laurel Canyon), APNs 5565-027-014, 5565-027-015, 5565-027-016, 5565-027-020, and 5567-007-010 in Acquisition Area D (Laurel Canyon), and APNs 5580-017-031, 5580-018-006, and 5580-018-025 in Acquisition Area E (Griffith Park area); are acquisitions worthy of being acquired using funds from Santa Monica Mountains Open Space Preservation District No. 1; and
- FINDS that the Citizens Oversight Committee for Santa Monica Mountains Open Space Preservation District No. 1 adopted a resolution determining that the expenditure of Assessment District funds to acquire said properties is thereby consistent with the criteria and requirements established in said amended report; and
- 3. FINDS that the staff reported dated April 6, 2005 further describes the project; and
- FINDS that the proposed project is categorically exempt California Environmental Quality Act; and
- ADOPTS the staff report and recommendation dated April 6, 2005; and

Agenda Item XIII April 6, 2005 Page 2

- 6. AUTHORIZES the use of Santa Monica Mountains Open Space Preservation District No. 1 funds to APNs 4355-009-016, 2381-029-010, 5565-027-014, 5565-027-015, 5565-027-016, 5565-027-020, 5567-007-010, 5580-017-031, 5580-018-006, and 5580-018-025; and
- AUTHORIZES the acceptance of private donations to acquire said parcels;
 and
- 8. AUTHORIZES entering into agreements with adjacent property owners to be responsible for fuel modification on said parcels; and
- AUTHORIZES any necessary budget amendments related to implementation of the subject project; and
- AUTHORIZES the Executive Officer to do any and all acts necessary to carry out this resolution and any recommendations made by the Governing Board.

Chair

AYES: Hayduk, Daniel, Lange, Berger

NOS: none

ABSTAIN: none

ABSENT: none

I HEREBY CERTIFY that the foregoing resolution was adopted at a regular meeting of the governing board of the Mountains Recreation and Conservation Authority, duly noticed and held according to law, on the 6th day April 2005.

Date: 4-6-05

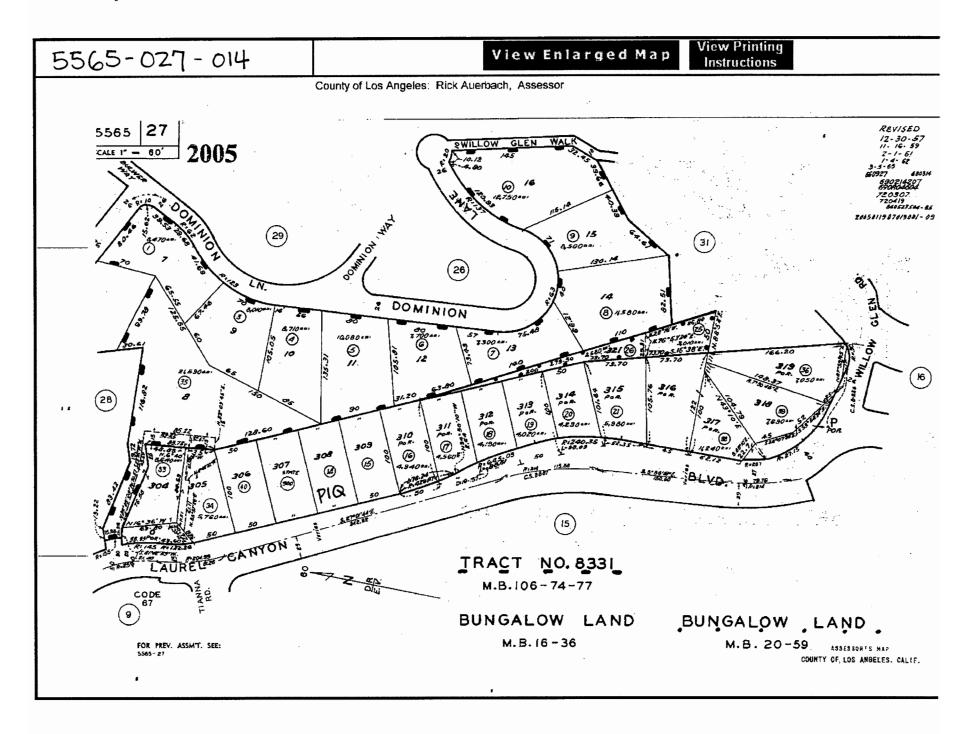
Executive Officer

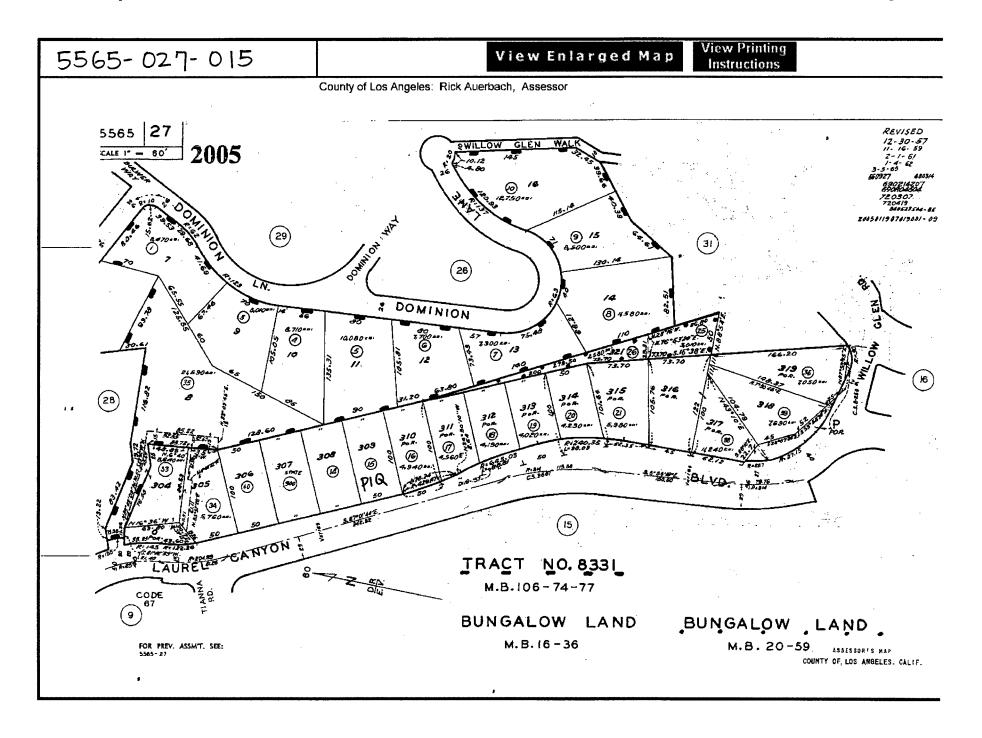
MISSION STATEMENT

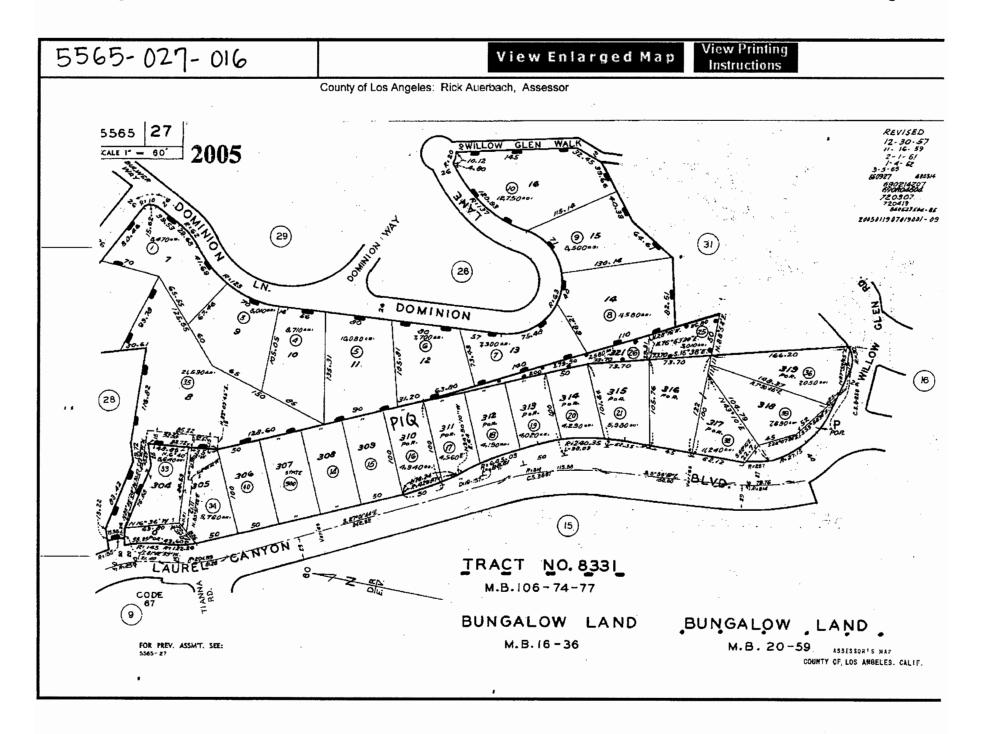
The Mountains Recreation and Conservation Authority (MRCA) is a local government public entity established in 1985 pursuant to the Joint Powers Act. The MRCA is a local partnership between the Santa Monica Mountains Conservancy, which is a state agency established by the Legislature, and the Conejo Recreation and Park District and the Rancho Simi Recreation and Park District both of which are local park agencies established by the vote of the people in those communities.

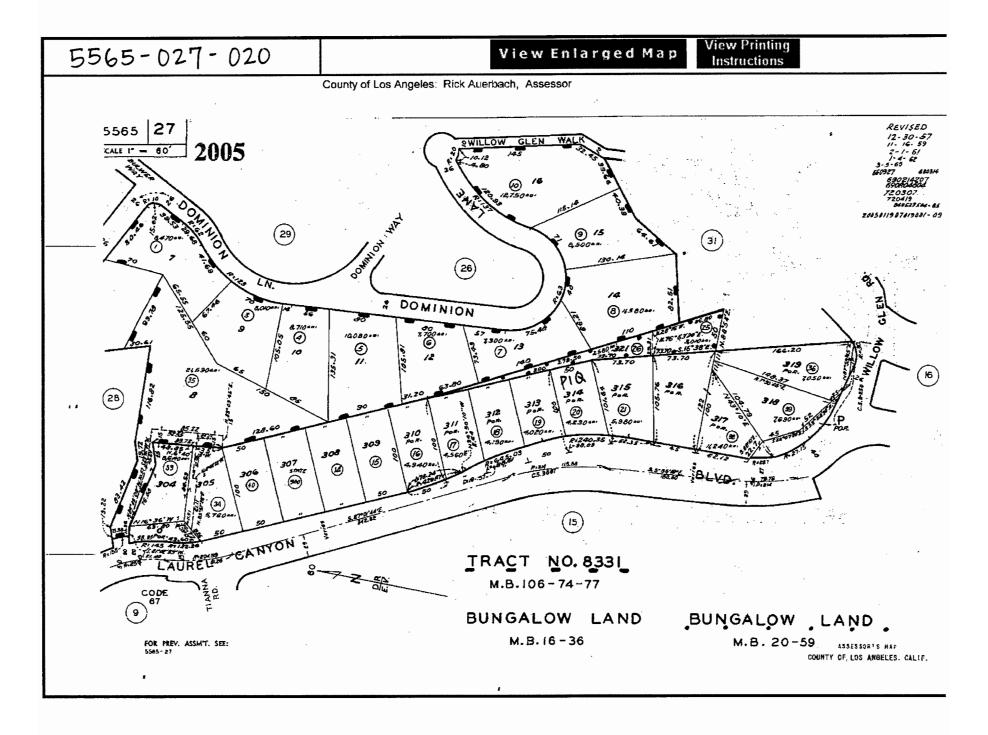
The MRCA is dedicated to the preservation and management of local open space and parkland, watershed lands, trails, and wildlife habitat. The MRCA manages and provides ranger services for almost 50,000 acres of public lands and parks that it owns and that are owned by the Santa Monica Mountains Conservancy or other agencies and provides comprehensive education and interpretation programs for the public.

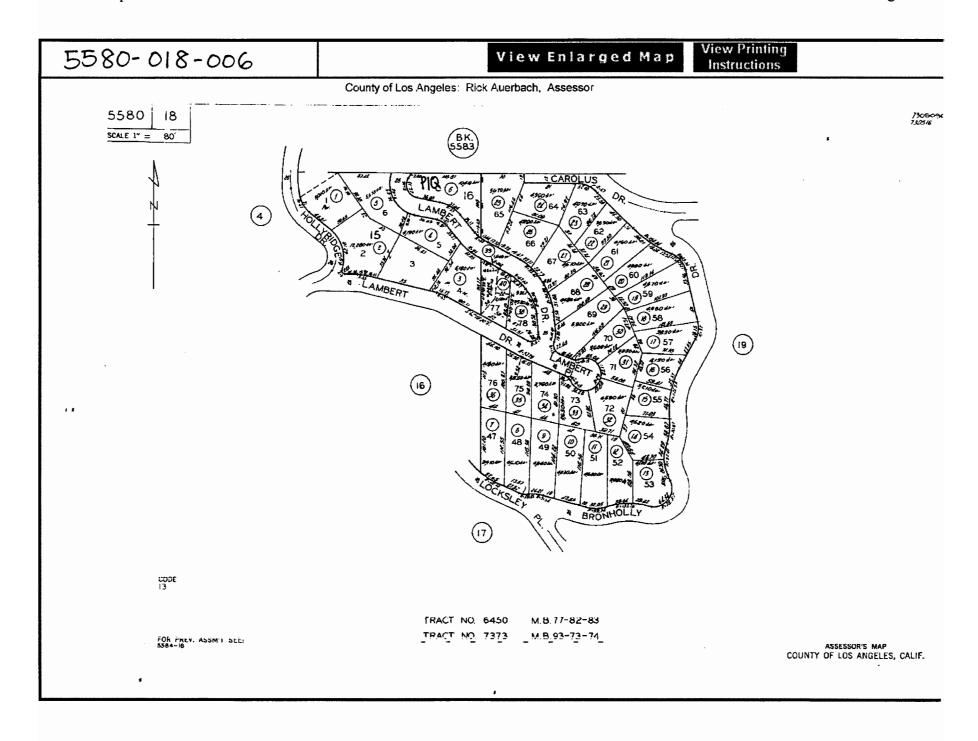
The MRCA works in cooperation with the Conservancy and other local government partners to acquire parkland, participate in vital planning processes, and complete major park improvement projects. The MRCA provides natural resources and scientific expertise, critical regional planning services, park construction services, park operations, fire prevention, ranger services, educational and leadership programs for thousands of youth each year, and is one of the lead agencies providing for the revitalization of the Los Angeles River.

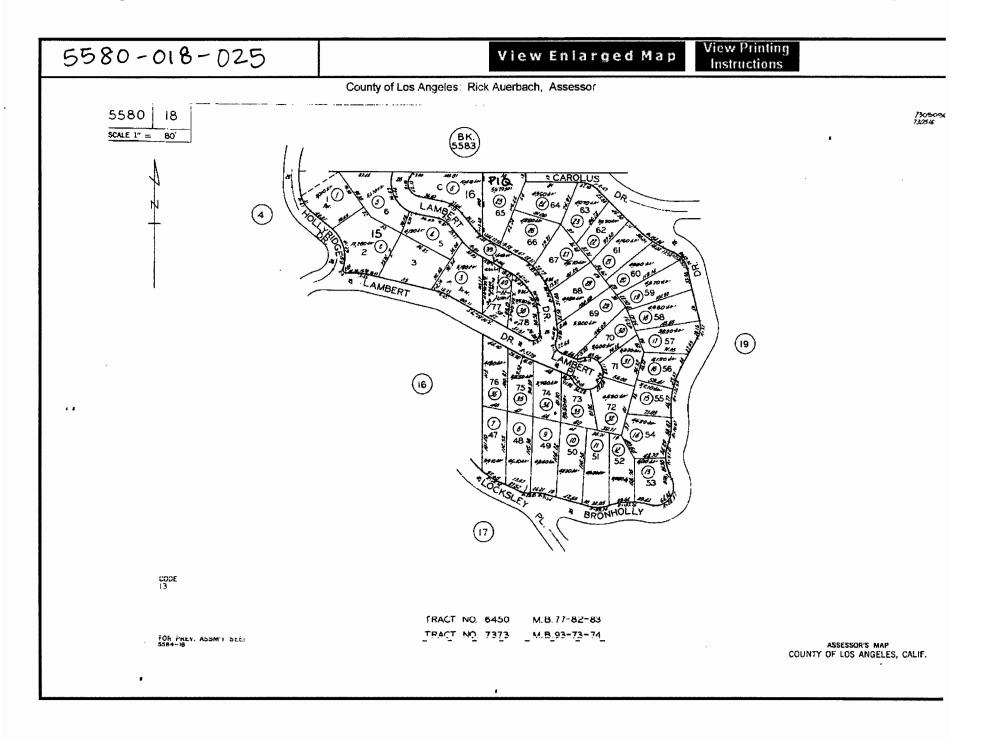












AGREEMENT TO PURCHASE LOS ANGELES COUNTY TAX-DEFAULTED PROPERTY

(Public/Taxing Agency)

This Ag	reem	ent is made th	is		day of_		, 20_	_, by	and between	ı the	
Board	of	Supervisors	of	Los	Angeles	County,	State	of	California,	and	the
MOUNT	MOUNTAINS RECREATION & CONSERVATION AUTHORITY ("Purchaser"), pursuant to the										
provisions of Division 1, Part 6, Chapter 8, of the Revenue and Taxation Code.											

The real property situated within said county, hereinafter set forth and described in Exhibit "A" attached hereto and made a part hereof, is tax-defaulted and is subject to the power of sale by the tax collector of said county for the nonpayment of taxes, pursuant to provision of law.

It is mutually agreed as follows:

- 1. That as provided by Section 3800 of the Revenue and Taxation Code, the cost of giving notice of this agreement shall be paid by the PURCHASER.
- That the PURCHASER agrees to pay the total purchase price listed for each real property described in Exhibit "A" within <u>14</u> days after the date this agreement becomes effective. Upon payment of said sum to the tax collector, the tax collector shall execute and deliver a deed conveying title to said property to PURCHASER.
- 3. That the PURCHASER agrees that the real property be used for the public use specified on Attachment "A" of this agreement.
- 4. That if said PURCHASER is a **TAXING AGENCY**, said agency would not share in the distribution of the payment required by this Agreement as defined by § 3791 and § 3720 of the Revenue and **Taxation Code**.

APPROVED AS TO FORM:

Office of the County Counsel

Principal Deputy County Counsel

If all or any portion of any individual parcel listed in Exhibit "A" is redeemed prior to the effective date of this agreement, this agreement shall be null and void only as it pertains to that individual parcel. This agreement shall also become null and void and the right of redemption restored upon the PURCHASER'S failure to comply with the terms and conditions of this agreement. Time is of the essence.

0§§3791, 3791.3 3793 R&T Code

The undersigned hereby agree to the terms a authorized to sign for said agencies.	and conditions of this agreement and are
ATTEST: MOUNTAINS RECREATION & CONSERVATION AUTHORITY	By Inve & Chief Reputy Executive Officer
(seal)	
ATTEST:	Board of Supervisors Los Angeles County
By Clerk of the Board of Supervisors	By Mayor of the Board of Supervisors
By Deputy (seal)	
Pursuant to the provisions of Section 3775 governing body of the City of LOS ANGELE provided in this agreement.	
ATTEST: Frank T. Martinez, City Clerk By 2-15-05 Deputy (seal)	City of Los Angeles By DEC 1 2 2005
This agreement was submitted to me before exhave compared the same with the records of property described therein.	Los Angeles County relating to the real
Los A	Ingeles County Tax Collector
Pursuant to the provisions of Sections 3775 Code, the Controller agrees to the selling price foregoing agreement this day of, 2	hereinbefore set forth and approves the
Ву:	, STATE CONTROLLER

AGREEMENT NUMBER 2368

		EXHIBIT "A"							
LOCATION	FIRST YEAR DELINQUENCY	DEFAULT NUMBER	PURCHASE PRICE	PURPOSE OF AQUISITION					
CITY OF LOS ANGELES	1986	5565-027-014	\$12,862.00*	OPEN SPACE & PARKLAND					
LEGAL DESCRIPTI	ON								
BUNGALOW LAND	LOT 308								
CITY OF LOS ANGELES	1989	5565-027-015	\$37,499.00*	OPEN SPACE & PARKLAND					
LEGAL DESCRIPTI	ON								
BUNGALOW LAND	LOT 309								
CITY OF LOS ANGELES	1989	5565-027-016	\$33,359.00*	OPEN SPACE & PARKLAND					
LEGAL DESCRIPTI	ON								
BUNGALOW LAND	BUNGALOW LAND EX OF ST LOT 310								
CITY OF LOS ANGELES	1992	5565-027-020	\$5,580.00*	OPEN SPACE & PARKLAND					
LEGAL DESCRIPTI	ON								

BUNGALOW LAND EX OF ST LOT 314

^{*} The purchase price quoted on this Exhibit "A" is a projection of the purchase price for a schedule of eight (8) months. If the agreement is completed in less time, then the purchase price will be decreased; however if the completion of the agreement is longer than this time, the price will increase accordingly.

AGREEMENT NUMBER 2368

EXH	IIDI	T	66	A >>
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LOCATION	FIRST YEAR DELINQUENCY	DEFAULT NUMBER	PURCHASE PRICE	PURPOSE OF AQUISITION
CITY OF LOS ANGELES	1992	5580-018-006	\$20,630.00*	OPEN SPACE & PARKLAND
LEGAL DESCRIPTION	ON			
TRACT NO 6450 L	OT CBLK 16			
CITY OF LOS ANGELES	1992	5580-018-025	\$10,907.00*	OPEN SPACE & PARKLAND

LEGAL DESCRIPTION

TRACT NO 7373 LOT 65

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(Public/Taxing Agency)

This Ag	reem	ent is made th	is		day of_		, 20_	_, by	and between	the	
Board	of	Supervisors	of	Los	Angeles	County,	State	of	California,	and	the
MOUNTAINS RECREATION & CONSERVATION AUTHORITY ("Purchaser"), pursuant to the											
provisio	provisions of Division 1, Part 6, Chapter 8, of the Revenue and Taxation Code.										

The real property situated within said county, hereinafter set forth and described in Exhibit "A" attached hereto and made a part hereof, is tax-defaulted and is subject to the power of sale by the tax collector of said county for the nonpayment of taxes, pursuant to provision of law.

It is mutually agreed as follows:

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APPROVED AS TO FORM:

Office of the County Counsel

Principal Deputy County Counsel

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0§§3791, 3791.3 3793 R&T Code

The undersigned hereby agree to the terms and conditions of this agreement and are authorized to sign for said agencies.

MOUNTAINS RECREATION & CONSERVATION AUTHORITY	By John Par Chief Reputy Executive Officer
(seal) ATTEST: By Clerk of the Board of Supervisors	Board of Supervisors Los Angeles County By Mayor of the Board of Supervisors
By Deputy (seal)	
•	ty Clerk City of Los Angeles DEC 1 2 2005
have compared the same with the reproperty described therein.	e before execution by the board of supervisors and I records of Los Angeles County relating to the real
	Los Angeles County Tax Collector
Pursuant to the provisions of Section	ons 3775 and 3795 of the Revenue and Taxation elling price hereinbefore set forth and approves the
Ву:	, STATE CONTROLLER

AGREEMENT NUMBER 2368

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LEGAL DESCRIPT	ION			egy Miller
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LEGAL DESCRIPTION				
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TRACT NO 7373 LOT 65

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